



Queensland

Surat Basin Rail (Long-term Lease) Bill 2011



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2011

A Bill

for

An Act to facilitate the granting of a long-term lease over the Surat Basin rail corridor land by providing for the exclusion of certain leases from the application of particular provisions of the *Land Title Act 1994* and the *Property Law Act 1974*

The Parliament of Queensland enacts—	1
1 Short title	2
This Act may be cited as the <i>Surat Basin Rail (Long-term Lease) Act 2011</i> .	3 4
2 Commencement	5
This Act commences on a day to be fixed by proclamation.	6
3 Meaning of <i>Surat Basin rail corridor land</i>	7
<i>Surat Basin rail corridor land</i> means land that is—	8
(a) shown as ‘State Development Area’ on a map in the map series SBIC_1 to SBIC_93 and SBIC_95 to SBIC_139 published by the department on 3 October 2011; and	9 10 11 12
(b) comprised in a State development area declared under the <i>State Development and Public Works Organisation Act 1971</i> , section 77.	13 14 15
<i>Editors note—</i>	16
The map series is available for inspection at the office of the Coordinator-General at 100 George Street, Brisbane.	17 18
4 Declaration of exempt lease	19
(1) The Minister may, by written instrument, declare a lease to be an exempt lease if—	20 21
(a) the lease is granted over the Surat Basin rail corridor land or a part of the land; and	22 23
(b) the lease is primarily for the purpose of constructing or operating a railway or rail transport infrastructure; and	24 25
(c) the lessor is—	26
(i) the Coordinator-General; or	27

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- (ii) the State. 1
- (2) As soon as practicable after making the instrument, the 2
Minister must give a copy of it to the lessee. 3
- (3) Within 21 days after making the instrument, the Minister must 4
publish a gazette notice setting out the declaration contained 5
in the instrument. 6
- (4) Failure to comply with subsection (2) or (3) does not affect 7
the validity of the instrument. 8
- (5) In this section— 9
rail transport infrastructure see the *Transport Infrastructure* 10
Act 1994, schedule 6. 11
- 5 Non-application of provisions of Land Title Act 1994 and 12
Property Law Act 1974 13**
- The following provisions do not apply to a lease declared to 14
be an exempt lease under section 4— 15
- (a) the *Land Title Act 1994*, section 67(3)(a); 16
- (b) the *Property Law Act 1974*, section 121 and part 8, 17
division 3. 18